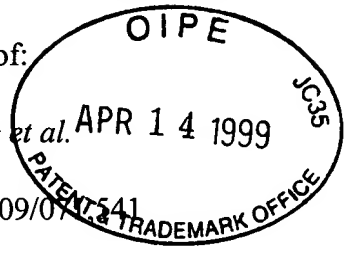


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PATENT  
ATTORNEY DOCKET NO. 40750-5001-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
H.-J. SU HUANG *et al.* )  
Application No.: 09/071,541 )  
Filed: May 4, 1998 )  
For: METHODS TO MODULATE THE )  
RESISTANCE OF CELLS TO APOPTOSIS )  
MEDIATED BY MUTANT )  
EPIDERMAL GROWTH FACTOR )  
RECEPTORS )



RECEIVED  
APR 27 1999  
Group Art Unit: 1614  
Examiner: not assigned  
MATRIX CUSTOMER SERVICE CENTER  
RECEIVED  
APR 15 1999  
MATRIX CUSTOMER SERVICE CENTER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. All documents submitted are in the English-language and do not require a statement of relevance. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or

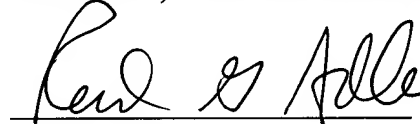
constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**



Reid G. Adler

Reg. No. 30,988

Dated: April 14, 1999

**Customer No. 09629**

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